IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.M.JOSEPH

MONDAY, THE 16TH JULY 2007 / 25TH ASHADHA 1929

WP(C).No. 21411 of 2007(Y)

PETITIONER:

KAMALAKSHY, W/O LATE KRISHNAN M.K.,
MOLATH HOUSE, M.A.COLLEGE P.O.,
KOTHAMANGALAM.

BY ADV. SRI.ELVIN PETER P.J.

RESPONDENTS:

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1. THE STATE OF KERALA,
REPRESENTED BY ITS SECRETARY,
LOCAL SELF GOVERNMENT DEPARTMENT,
SECRETARIAT, THIRUVANANTHAPURAM.

2. THE KOTHAMANGALAM MUNICIPALITY,
REPRESENTED BY ITS SECRETARY, KOTHAMANGALAM.

3. THE SECRETARY,
KOTHAMANGALAM MUNICIPALITY,
KOTHAMANGALAM.

R1 BY SR. GOVERNMENT PLEADER (SHRI K. J. MOHAMMED ANZAR)

R2 & R3 BY SRI.V.M.KURIAN

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 16/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K. M. JOSEPH, J.

W.P.C. NO. 21411 OF 2007 Y

Dated this the 16th July, 2007

JUDGMENT

Petitioner challenges Ext.P3 and allied reliefs are also sought. Heard the learned standing counsel appearing on behalf of the respondent Municipality also. Counsel for the petitioner submits that actually Ext.P3 is seen issued to the husband of the petitioner who has passed away. He also submits that the petitioner is the joint owner of the two shop rooms. The Writ Petition is disposed of as follows:

Ext.P3 will be treated as a notice. It is open to the petitioner to raise her objections to Ext.P3. After affording an opportunity of hearing to the petitioner, the third respondent will take a decision in the matter in accordance with law. Till such a decision is taken, the impugned proceedings shall be kept in abeyance.

K. M. JOSEPH, JUDGE

kbk.